

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

FILED
CLERK, U.S. DISTRICT COURT

SEP 1 2015

NOTICE OF DOCUMENT DISCREPANCIES

To: ☒ U.S. District Judge / ☐ U.S. Magistrate Judge King

From: L. Murray, Deputy Clerk

Date Received: 08/31/2015

Case No.: 5:15-mc-00010

Case Title: Pedro N. Ibanez v PNC Mortgage

Document Entitled: Notice of Appeal

Upon the submission of the attached document(s), it was noted that the following discrepancies exist:

- ☐ Local Rule 11-3.1 Document not legible
- ☐ Local Rule 11-3.8 Lacking name, address, phone, facsimile numbers and email address
- ☐ Local Rule 11-4.1 No copy provided for judge
- ☐ Local Rule 19-1 Complaint/Petition includes more than ten (10) Does or fictitiously named parties
- ☐ Local Rule 15-1 Proposed amended pleading not under separate cover
- ☐ Local Rule 11-6 Memorandum/brief exceeds 25 pages
- ☐ Local Rule 11-8 Memorandum/brief exceeding 10 pages shall contain table of contents
- ☐ Local Rule 7.1-1 No Certification of Interested Parties and/or no copies
- ☐ Local Rule 6.1 Written notice of motion lacking or timeliness of notice incorrect
- ☐ Local Rule 56-1 Statement of uncontroverted facts and/or proposed judgment lacking
- ☐ Local Rule 56-2 Statement of genuine disputes of material fact lacking
- ☐ Local Rule 7-19.1 Notice to other parties of ex parte application lacking
- ☐ Local Rule 16-7 Pretrial conference order not signed by all counsel
- ☐ FRCvP Rule 5(d) No proof of service attached to document(s)
- ☐ General Order 10-07 Case is designated for electronic filing
- ☒ Other: Because this document is not directly or indirectly related to a civil or criminal case pending within this court or another district, judicial determination is required,

Note: Please refer to the court's Internet website at www.cacd.uscourts.gov for local rules and applicable forms.

ORDER OF THE JUDGE/MAGISTRATE JUDGE

IT IS HEREBY ORDERED:

- ☐ The document is to be filed and processed. The filing date is ORDERED to be the date the document was stamped "received but not filed" with the Clerk. Counsel* is advised that any further failure to comply with the Local Rules may lead to penalties pursuant to Local Rule 83-7.

Date

U.S. District Judge / U.S. Magistrate Judge

- ☒ The document is **NOT** to be filed, but instead **REJECTED**, and is ORDERED returned to counsel.* Counsel* shall immediately notify, in writing, all parties previously served with the attached documents that said documents have not been filed with the Court.

Date

U.S. District Judge / U.S. Magistrate Judge

* The term "counsel" as used herein also includes any pro se party. See Local Rule 1-3.

COPY 1 -ORIGINAL-OFFICE

COPY 2 -JUDGE

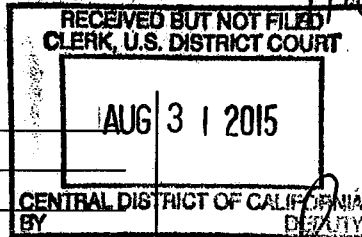
COPY 3 -SIGNED & RETURNED TO FILER

COPY 4 -FILER RECEIPT

Name PEDRO N. IBANEZ, PRO PER
 Address 40091 PASEO CHAPARRO ST
 City, State, Zip MURRIETA CA 92562
 Phone 951-452-0475

Fax _____
 E-Mail _____

☐ FPD ☐ Appointed ☐ CJA ☒ Pro Per ☐ Retained



**UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA**

PEDRO N. IBANEZ

PLAINTIFF(S),

v.

PNC MORTGAGE, ET AL

DEFENDANT(S).

CASE NUMBER:

EDCV15MSC00010

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that PEDRO N. IBANEZ hereby appeals to
Name of Appellant
 the United States Court of Appeals for the Ninth Circuit from:

Criminal Matter

- ☐ Conviction only [F.R.Cr.P. 32(j)(1)(A)]
☐ Conviction and Sentence
☐ Sentence Only (18 U.S.C. 3742)
☐ Pursuant to F.R.Cr.P. 32(j)(2)
☐ Interlocutory Appeals
☐ Sentence imposed:

☐ Bail status:

Civil Matter

☐ Order (specify):

☐ Judgment (specify):

☒ Other (specify):
 PETITION FOR REVIEW
 CONSTITUTIONAL QUESTION

Imposed or Filed on FILED 7-22-15. Entered on the docket in this action on AUG-3-2015.

A copy of said judgment or order is attached hereto.

August 28, 2015

Date

Signature

☒ Appellant/ProSe ☐ Counsel for Appellant ☐ Deputy Clerk

Note: The Notice of Appeal shall contain the names of all parties to the judgment or order and the names and addresses of the attorneys for each party. Also, if not electronically filed in a criminal case, the Clerk shall be furnished a sufficient number of copies of the Notice of Appeal to permit prompt compliance with the service requirements of FRAP 3(d).

CERTIFICATE OF SERVICE

I, THE UNDERSIGNED, WHOSE ADDRESS APPEAR BELOW, CERTIFY:

THAT I AM, AND AT ALL TIMES HEREINAFTER WAS, MORE THAN 18 YEARS OF AGE,

THAT ON 30TH DAY OF AUGUST 20¹⁵, I SERVED A TRUE COPY OF THE FOLLOWING
DOCUMENTS: NOTICE OF APPEAL

BY U.S. MAIL, FIRST CLASS POSTAGE PREPAID

ON: ATTY C.A. STRINGHAM
WOLFE & WYMAN
2301 DUPONT DR #200
IRVINE, CA 92612

CA. SUPREME COURT
350 MCALISTER ST
SAN FRANCISCO, CA 94102

SUP COURT CLERK,
PO BOX 431-APPEALS
RIVERSIDE, CA 92502

I CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT TO THE
BEST OF MY KNOWLEDGE.

EXECUTED ON 8-30-15

X Celia S. Ibanez

CELIA S. IBANEZ

40091 PASEO CHAPARRO ST

MURRIETA CA, 92562

COURT OF APPEAL
STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION TWO

REMITTITUR

PEDRO N. IBANEZ,
Plaintiff and Appellant,

v.

PNC BANK N.A. et al.,
Defendants and Respondents.

E058834

(Super.Ct.No. RIC1219022)

The County of Riverside

I, KEVIN J. LANE, Clerk of the Court of Appeal, State of California, Fourth Appellate District, certify the attached is a true and correct copy of the original opinion or decision entered in the above entitled cause on May 14, 2015, and this opinion or decision has now become final.

PNC shall recover its costs on appeal.

Witness my hand and seal of the Court
this August 3, 2015.

Kevin J. Lane, Clerk/Administrator

By: R. Hudy, Deputy Clerk

cc: All parties (Copy of remittitur only, Rule 8.272, California Rules of Court).

✓ Pedro N. Ibanez
40091 Paseo Chaparro
Murrieta, CA 92562

Carrie Afton Stringham
Wolfe & Wyman LLP
2301 Dupont Drive, Suite 300
Irvine, CA 92612

Superior Court Clerk
Riverside County
P.O. Box 431 - Appeals
Riverside, CA 92502

COPY

Court of Appeal, Fourth Appellate District, Division Two - No. E058834

S227034

IN THE SUPREME COURT OF CALIFORNIA

En Banc

PEDRO N. IBANEZ, Plaintiff and Appellant,

v.

PNC BANK N.A. et al., Defendants and Respondents.

The petition for review is denied.

SUPREME COURT
FILED

JUL 22 2015

Frank A. McGuire Clerk

Deputy

CANTIL-SAKAUYE

Chief Justice